

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

NOVEMBER 6, 2007

The following is a summary of the November 6, 2007 Meeting:

- I. Meeting called to order at 9:00 AM by Frank Linkous, Chairman. Members present were Gerald Kendrick, Joseph Buchanan, Arvil McConnell, Jr. and Ricky O'Quinn. All Board members were present and quorum was made. Also present were George P. "Bo" Willis, Department of Mines, Minerals and Energy (DMME) Director, Benny R. Wampler, DMME Deputy Director, Sharon Pigeon, Senior Assistant Attorney General and Mary Gibson, Regulatory Boards Administrator.**
- II. Opening statement delivered by Frank Linkous, Chairman**
- III. Motions made and seconded to accept November 6, 2007 meeting agenda and approve October 2, 2007 meeting summary. All members were in favor to approve.**
- IV. Review of Cases of Kentucky Actions for Substance Abuse for Virginia Certificate holders (Closed Session)**

Of the cases that resulted in hearings, evidence was taken by the Board in closed session, pursuant to Virginia Code §§2.2-3711(A)(4) and 45.1-161.35(E). In the closed session, the Board worked out agreements allowing individuals to return to work conditionally, and took other disciplinary actions including revocation of all certifications held by miners.

- V. Review of Virginia Substance Abuse Cases (Closed Session)**

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VI. Open Agenda

During open agenda discussions, the Board considered re-notification of miners of temporary suspension of certifications subsequent to the initial notification being returned to DMME as unclaimed or undeliverable in order to enter individuals on the docket. The Board voted to re-notify such individuals the opportunity to appear at the next scheduled hearing before the Board. After that timeframe, they will be removed from the docket.

VII. Adjournment at 1:45 PM